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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 CENTEX HOMES, a Nevada general
partnership,

11 Plaintiff,

12 v.

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14 ST. PAUL FIRE AND MARINE
INSURANCE COMPANY, a Connecticut
15 corporation; EVEREST NATIONAL
INSURANCE COMPANY, a Delaware
16 corporation; INTERSTATE FIRE &
CASUALTY COMPANY, an Illinois
17 corporation; LEXINGTON INSURANCE
COMPANY, a Delaware corporation;
18 FEDERAL INSURANCE COMPANY, an
Indiana corporation,

19 Defendants.
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Case No.: 2:17-cv-02407-JAD-VCF

**STIPULATION AND [PROPOSED]
ORDER CONTINUING DECEMBER 1,
2017 HEARING ON DEFENDANT
LEXINGTON INSURANCE COMPANY'S
MOTION TO DISMISS PLAINTIFF
CENTEX HOMES' COMPLAINT (ECF
15)**

22 Plaintiff Centex Homes ("Centex") and Defendants Lexington Insurance Company
23 ("Lexington"), and Everest National Insurance Company, by and through their respective counsel
24 of record, hereby stipulate to continue to the December 1, 2017 hearing on Lexington's Motion to
25 Dismiss Centex's Complaint (ECF 15) to December 18, 2017. The parties request the continuance
26 to accommodate the trial schedule of Centex's counsel.

27 This is the first stipulation for the continuance of the hearing date on Lexington's Motion
28 to Dismiss Centex's Complaint.

1 DATED: November 8, 2017

PAYNE & FEARS LLP

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By /s/ Sarah J. Odia

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8 DATED: November 8, 2017

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By /s/ Joshua A. Zlotlow

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COMPANY

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16 DATED: November 8, 2017

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Designated For Nevada Service Only

(Per L.R. IA 11-1(b)(1))

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Attorneys for EVEREST NATIONAL

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INSURANCE COMPANY

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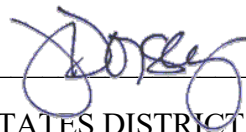
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ORDER

IT IS ORDERED that the hearing on Lexington's Motion to Dismiss [ECF No. 15] is **CONTINUED to December 18, 2017 at 3:00 p.m.**

DATED: 11/9/2017



UNITED STATES DISTRICT COURT JUDGE

Stipulation to Continue Hearing on Lexington's MTD (Kachnik) 4836-0792-4308 v. 1.docx